

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

ANGEL D DELGADO SAN MIGUEL

DEBTOR(S)

CASE NUMBER: 13-06624 MCF

CHAPTER 13

PROPOSED AMENDMENT TO CHAPTER 13 PLAN

TO THE HONORABLE COURT:

COME(S) NOW DEBTOR(S), represented by the undersigned counsel and very respectfully ALLEGE(S) and PRAY(S) as follows:

1. Debtor(s) intend(s) to amend the Chapter 13 Plan for the following reason:

-TO SURRENDER PROPERTY LOCATED AT CHALETS DE LA PLAYA
-TO INCLUDE PROVISIONS FOR LIFT OF IN-REM STAY
-TO INCREASE THE BASE

WHEREFORE, it is respectfully requested of this Honorable Court to approve the above indicated amendment.

IN SAN JUAN, PUERTO RICO, this 11th day of November of 2013.

I HEREBY CERTIFY: that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to United States Trustee, Mr. Jose R Carrion, Chapter 13 Trustee, and we sent copy of this document through regular mail to Debtor(s) and all non-CM/ECF participant interested parties to their address listed on the master address list.

/s/LUIS J CUEVAS FONTAN

ATTORNEY FOR DEBTOR

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United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. **3:13-bk-6624****DELGADO SAN MIGUEL, ANGEL D**Chapter **13**

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____ <input checked="" type="checkbox"/> AMENDED PLAN DATED: 11/11/2013 <input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other	
I. PAYMENT PLAN SCHEDULE \$ 1,200.00 x 3 = \$ 3,600.00 \$ 1,595.00 x 57 = \$ 90,915.00 \$ _____ x _____ = \$ _____ \$ _____ x _____ = \$ _____ \$ _____ x _____ = \$ _____ <div style="text-align: right;">TOTAL: \$ 94,515.00</div> Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from: <input type="checkbox"/> Sale of Property identified as follows: _____ <input type="checkbox"/> Other: _____ Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____	II. DISBURSEMENT SCHEDULE A. ADEQUATE PROTECTION PAYMENTS OR _____ \$ _____ B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows: 1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS: Cr. BPPR Cr. _____ Cr. _____ # 071010019013849 # _____ # _____ \$ 8,641.52 \$ _____ \$ _____ 2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. ASOC RESIDENTES Cr. _____ Cr. _____ # 260-004 # _____ # _____ \$ 1,367.00 \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input checked="" type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: BBVA ICON PROPERTY M/ 5. <input type="checkbox"/> Other: _____ 6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: BPPR C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2) D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims. 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____ Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements. OTHER PROVISIONS: <i>(Executory contracts; payment of interest to unsecureds, etc.)</i> See Continuation Sheet
PROPOSED BASE: \$ 94,515.00	
III. ATTORNEY'S FEES (Treated as § 507 Priorities) Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,500.00	
Signed: <u>/s/ ANGEL D DELGADO SAN MIGUEL</u> Debtor _____ Joint Debtor	

Attorney for Debtor **Luis J. Cuevas-Fontan**Phone: **(787) 235-4160**

IN RE DELGADO SAN MIGUEL, ANGEL D

Case No. 3:13-bk-6624

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 1 of 2

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Executory Contracts - Rejected:

HECTOR PABON

IN RE DELGADO SAN MIGUEL, ANGEL D

Case No. 3:13-bk-6624

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

Continuation Sheet - Page 2 of 2

- ATTORNEY FEES WILL BE PAID BEFORE TAXES AND CREDITORS.

- ADVERSARY PROCEEDING TO BE FILED TO AVOID JUDICIAL LIEN CREATED BY CIVIL CASE #DCD2009-1926 IN FAVOR OF ASSOCIATES INTERNATIONAL HOLDINGS d/b/a GENERAL ELECTRIC CAPITAL, CORP OF PR

- ANY POST-PETITION INCOME TAX REFUND THAT THE DEBTOR(S) WOULD BE ENTITLED TO RECEIVE DURING THE TERM OF THE PLAN WILL BE USED TO FUND THIS PLAN. AFTER ITS CONFIRMATION, AND WITHOUT FURTHER NOTICE, HEARING OR COURT ORDER THE PLAN SHALL BE DEEMED MODIFIED BY INCREMENT(S) TO ITS BASE, IN AN AMOUNT EQUAL TO THE AMOUNT OF EACH INCOME TAX REFUND.

- DEBTOR AGREES TO LIFT THE IN-REM STAY IN FAVOR OF BBVA FOR THE MORTGAGE ON PROPERTY LOCATED AT CHALETS DE LA PLAYA, APT 301, VEGA BAJA, PR #08-64446008.

- DEBTOR AGREES TO LIFT THE IN-REM STAY IN FAVOR OF ASOC DE PROPIETARIOS CHALETS DE LA PLAYA FOR THE MAINTENANCE FEES OWED BY APT. 301

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

ANGEL D DELGADO SAN MIGUEL

DEBTOR

CASE NUMBER: 13-06624 MCF

CHAPTER 13

NOTICE OF FILING AMENDED PLAN

TO ALL THE CREDITORS LISTED ON THE ATTACHED MASTER ADDRESS LIST

NOTICE IS HEREBY GIVEN THAT DEBTOR(S) FILED THE
ATTACHED PROPOSED AMENDED PLAN ON November 11, 2013

PARTIES IN INTEREST ARE NOTIFIED THAT THEY HAVE TWENTY-ONE (21) DAYS

TO REJECT A PROPOSED AMENDED PLAN AND REQUEST A HEARING.

ABSENT GOOD CAUSE, UNTIMELY REJECTIONS SHALL BE DENIED.

CERTIFICATE OF SERVICE

IS HEREBY CERTIFY THAT THE PARTIES SERVED ARE THOSE MENTIONED
ON THE ATTACHED MASTER ADDRESS LIST.

IN SAN JUAN, PUERTO RICO, this 11th day of November of 2013.

/s/LUIS J CUEVAS FONTAN

Attorney for Debtor

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